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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/707,735	01/08/2004	Leo Wang	11492-US-PA	1734	
31561	7590 04/22/2005		EXAMINER		
JIANQ CHYUN INTELLECTUAL PROPERTY OFFICE 7 FLOOR-1, NO. 100 ROOSEVELT ROAD, SECTION 2 TAIPEI, 100			HUYNH, ANDY		
			ART UNIT	PAPER NUMBER	
			2818		
TAIWAN			DATE MAILED: 04/22/2009	DATE MAILED: 04/22/2005	

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary Examiner			Application No.	Applicant(s)			
Andy Huynh - The MAILING DATE of this communication appears on the cover sheet with the correspondence address Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE ½ MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. Extensions of unitropy to availate user this problem of \$15 CR 1.35(a), in no event, however, may a right be timely filed Extension of the period for reply specified shore is less than liftly (30) days, are reply within the statisticy within the statisticy within the statistic or or him, the control of the period for reply specified shore is less than liftly (30) days, are play be timely filed If the period for reply specified shore is less than liftly (30) days, are reply vision in the statisticy within the statisticy within the statisticy within the statistic or short or thin, the control of the period for reply specified shore is less than liftly (30) days, are reply vision to short or s	Office Action Summary		10/707,735	WANG ET AL.			
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DETAILED ACTION

Claims 1-17 are pending in the application is acknowledged.

Election/Restrictions

Restriction to one of the following inventions is required under 35 U.S.C. 121:

- I. Claims 1-8, drawn to a device, classified in class 257, subclass 315.
- Claims 9-17, drawn to a method, classified in class 438, subclass 201. II.

The inventions are distinct, each from the other because of the following reasons:

Inventions of I and II are related as product made and process of making. The inventions are distinct if either or both of the following can be shown: (1) that the process as claimed can be used to make other and materially different product or (2) that the product as claimed can be made by another and materially different process (MPEP § 806.05(f)). In the instant case unpatentability of the group I invention would not necessarily imply unpatentability of the group II invention, since the device of the group I invention could be made by the processes materially different from those of the group II invention. For example, a drain region may be formed by diffusion process instead of ion implantation process.

Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, the fields of search are not coextensive and separate examination would be required, restriction for examination purposes as indicated is proper.

Art Unit: 2818

Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

Applicant is reminded that upon the cancellation of claims to a non-elected invention, the inventorship must be amended in compliance with 37 CFR 1.48(b) if one or more of the currently named inventors is no longer an inventor of at least one claim remaining in the application. Any amendment of inventorship must be accompanied by a petition under 37 CFR 1.48(b) and by the fee required under 37 CFR 1.17(i).

Any inquiry concerning this communication on earlier communications from the examiner should be directed to Andy Huynh whose telephone number is (571) 272-1781. The examiner can normally be reached on Monday-Friday from 8:30 AM to 5:00 PM. The examiner's supervisor, David Nelms can be reached on (571) 272-1787. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0956.

Ah

04/20/05

Andy Huynh

Patent Examiner